

# **EXHIBIT 6**

HIGHLY CONFIDENTIAL – SUBJECT TO PROTECTIVE ORDER

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

IN RE NATIONAL PRESCRIPTION  
OPIATE LITIGATION

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THIS REPORT RELATES TO:

*Track One Cases*

**MDL No. 2804**  
**Case No. 1:17-MD-02804**  
**Judge Dan Aaron Polster**

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**EXPERT REPORT OF**  
**ROBERT L. BRUNNER**

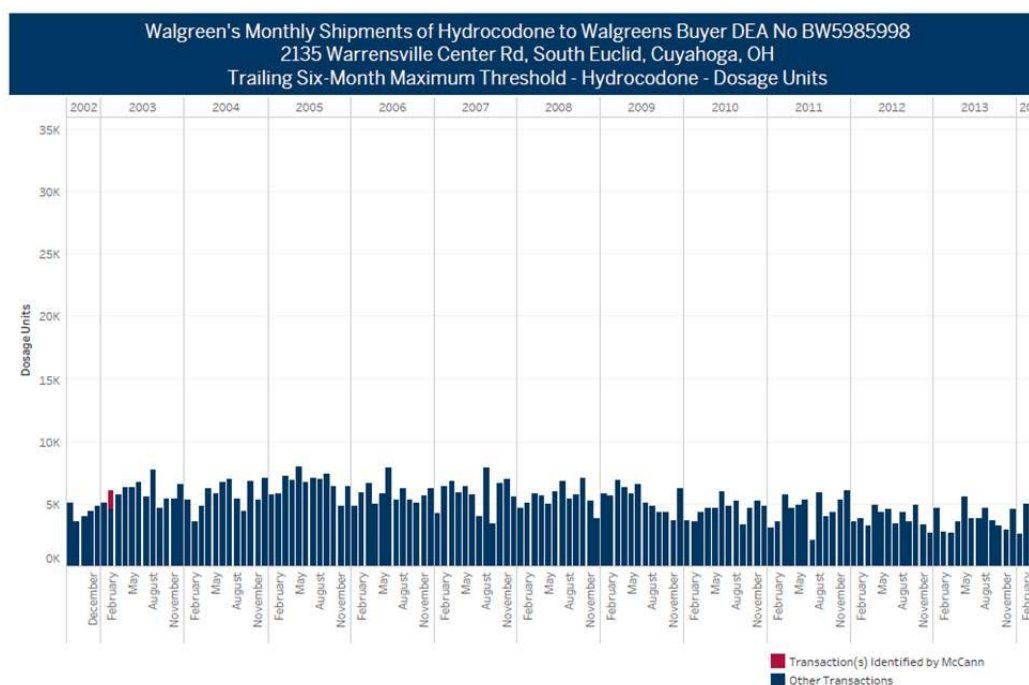
May 10, 2019

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- c) For example, the charts below demonstrate how Buyer DEA Number BW59855998 is flagged in the 7<sup>th</sup> month of transactions (the earliest month possible). In Figure 2 below McCann flags all transactions after that first transaction. See Figure 1 and Figure 2.

**Figure 1 - Maximum Monthly, Trailing Six-Month Maximum Threshold (1st)**

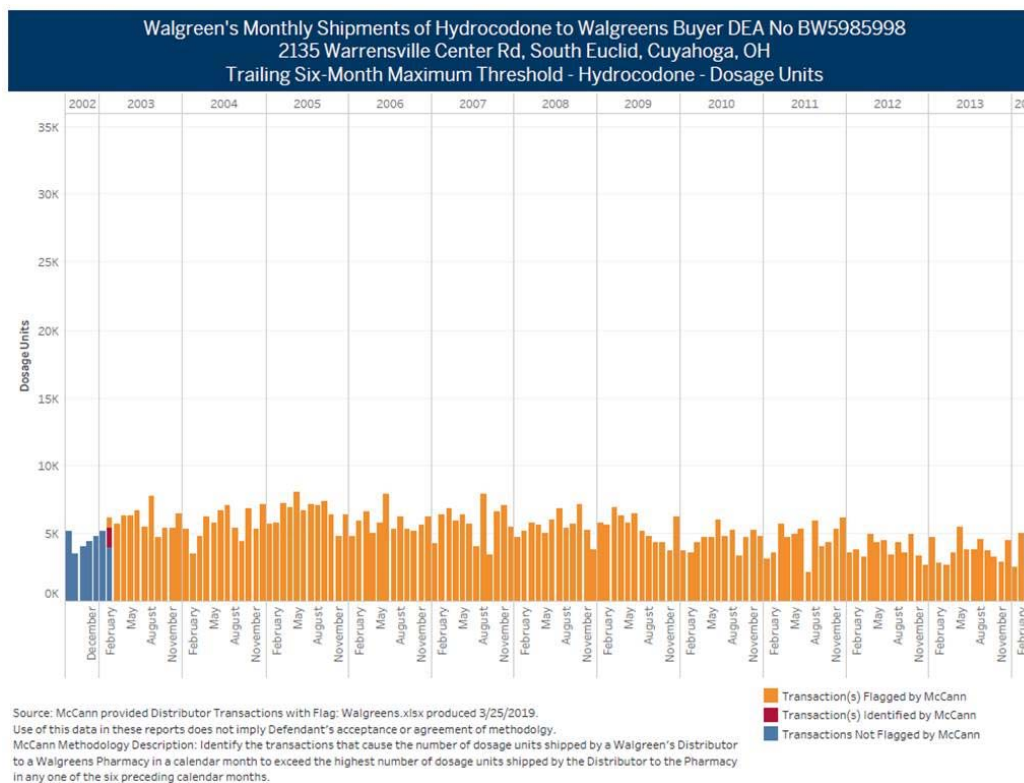


Source: McCann provided Distributor Transactions with Flag: Walgreens.xlsx produced 3/25/2019.

Use of this data in these reports does not imply Defendant's acceptance or agreement of methodology.

McCann Methodology Description: Identify the transactions that cause the number of dosage units shipped by a Walgreen's Distributor to a Walgreens Pharmacy in a calendar month to exceed the highest number of dosage units shipped by the Distributor to the Pharmacy in any one of the six preceding calendar months.

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**Figure 2 - Maximum Monthly, Trailing Six-Month Maximum Threshold**

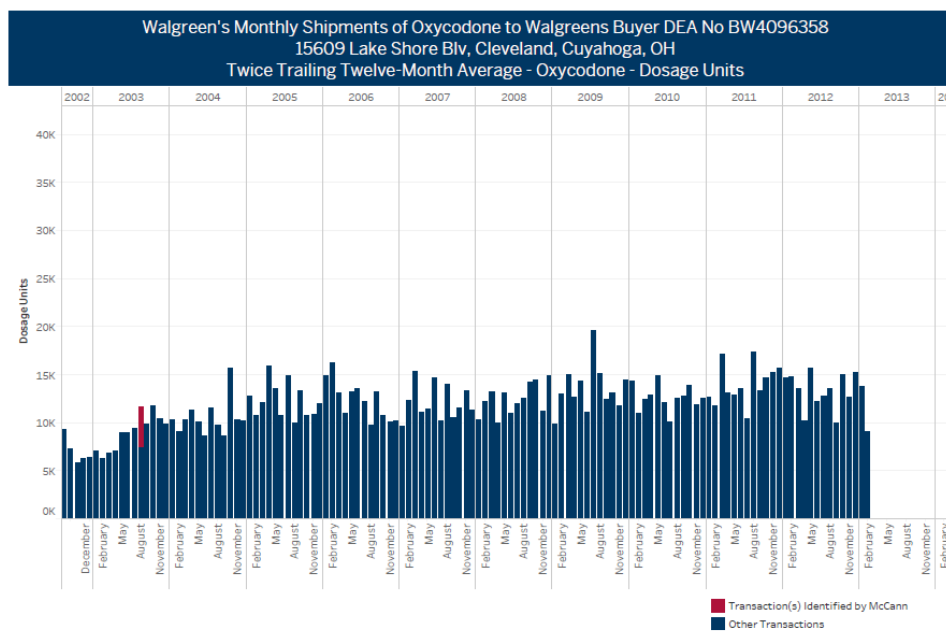
The information in Figure 1 above is reproduced for all Walgreens stores in Appendix C.

- b) **Twice Trailing Twelve-Month Average** – (similar to the “Two Times Rule”<sup>13</sup>) –
- Identify the transactions that cause the number of dosage units shipped by a Distributor to a Pharmacy in a calendar month to exceed twice the trailing twelve-month average dosage units to retail and chain pharmacies served by the Distributor.

<sup>13</sup> The “Two Times Rule” as defined in the Plaintiffs’ Interrogatory Responses calculates a nationwide average on a monthly basis by the Defendant, whereas McCann’s Twice Trailing Twelve-Month Average is limited to Cuyahoga and Summit counties by the Distributor and calculates on a trailing 12-month basis (**not** monthly).

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- a) No accounting / consideration is given to the unique circumstances of individual stores.
- b) The chart below demonstrates how Buyer DEA Number BW4096358 is flagged in the 13<sup>th</sup> month of transactions (the earliest month possible). In Figure 4 below McCann flags all transactions after that first transaction. See Figure 3 and Figure 4.

**Figure 3 - Twice Trailing Twelve-Month Average (1st)**

Source: McCann provided Distributor Transactions with Flag: Walgreens.xlsx produced 3/25/2019.  
 Use of this data in these reports does not imply Defendant's acceptance or agreement of methodology.  
 McCann Methodology Description: Identify the transactions that cause the number of dosage units shipped by a Walgreen's Distributor to a Walgreens Pharmacy in a calendar month to exceed twice the trailing twelve-month average dosage units to retail and chain pharmacies served by the Distributor.